

MARYSVILLE TOWNSHIP RESOLUTION
NO. 05-03

CITY OF WAVERLY RESOLUTION
NO. 05 - 10-1

JOINT RESOLUTION AND AGREEMENT FOR
ORDERLY ANNEXATION BETWEEN MARYSVILLE
TOWNSHIP AND THE CITY OF WAVERLY, MINNESOTA

WHEREAS, the Marysville Township Board passed a resolution on July 18, 2005, approving the annexation to the City of Waverly of certain land owned by John Wichmann and Ronald Van Riper (collectively "Property Owner") and legally described as follows:

That part of Government Lot 3, Section 32, Township 119, Range 26, lying Southerly and Easterly of the Centerline of the Township road that runs Northeasterly and Southwesterly across said Government Lot 3 and that part lying Southerly and Westerly of the Centerline of Wright County Highway 8.

WHEREAS, the City Council of the City of Waverly agreed to the annexation of the above described parcel of land at its June 14, 2005 meeting; and

WHEREAS, the Marysville Township Board and the City Council for the City of Waverly have both determined that the annexation of a portion of the Township with the City is of mutual benefit to both parties and the residents there.

NOW, THEREFORE, BE IT RESOLVED by the Marysville Township Board and the City Council of the City of Waverly as follows:

1. **Designation of Merger Area.** Marysville Township (hereinafter "Township") and the City of Waverly (hereinafter "City") desire to designate, by joint resolution and agreement, the area encompassing the territory of the Township as described herein (the "Annexed Parcel") subject to merger and orderly annexation under and pursuant to Minnesota Statutes Section 414.0325.
2. **Agreement by Property Owner.** Property Owner has submitted a request for annexation to City, has agreed to pay Township \$382.50 (1.53 acres x

\$250.00/acre) simultaneously with the approval of this Joint Resolution, and has agreed to pay any deferred special assessments in full, with interest.

3. **Population of Merger Area.**

- (a) The Township and the City state that the population of the annexed area is approximately 0 persons.
- (b) The 2000 census results of the population of the City of Waverly was 639 persons. Therefore, following the annexation, the estimated population of the City will increase by 0 persons.

4. **State Agency Jurisdiction.** Upon approval by the respective governing bodies of the Township and the City, this Joint Resolution and Agreement confers jurisdiction upon the office of Minnesota Planning to accomplish the orderly annexation in accordance with the terms of this Joint Resolution and Agreement.

5. **No Alterations of Boundaries.** City and Township mutually state that no alterations of the boundaries of the area designated herein for orderly annexation is appropriate.

6. **Property Taxes.** - Commencing in 2007, City shall receive the taxes collected. City shall make no payments to Township for taxes levied on the annexed parcel except as follows: City shall remit all delinquent taxes, charges and assessments collected from any portion of the annexed parcel if such taxes or charges were originally payable while the delinquent property remained in Township. Additionally, if the property no longer qualifies for special tax treatment through Green Acres or other applicable programs such as Ag Preserves, CRP, and This Old House, and taxes that were deferred under one of these programs are paid to City, City shall remit to Township the amount which was deferred during the time the property was in the township.

7. **Authorization.** The appropriate officers of the City and the Township are hereby authorized to carry out the terms of this Joint Resolution and Agreement into effect.

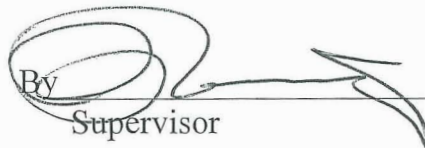
8. **Severability and Repealer.** Should any section of this Joint Resolution and Agreement be held by a court of competent jurisdiction to be

unconstitutional or void, the remaining provisions will remain in full force and effect.

9. **Effective Date.** This Joint Resolution and Agreement is effective upon its adoption by the respective governing bodies of the Township and the City, as provided by law.
10. **Review and Comment by State Board.** The Township and the City mutually state that this Joint Resolution and Agreement sets forth all the conditions for the merger of the area designated herein for such merger and orderly annexation, and that no consideration by the office of Minnesota Planning is necessary. The office of Minnesota Planning may review, comment, but must, within thirty (30) days of receipt of this Joint Resolution and Agreement, order merger and orderly annexation in accordance with its terms and conditions.

Adopted by the Marysville Township Board this 21st day of September, 2005.

MARYSVILLE TOWNSHIP


By _____
Supervisor

Attest:


Town Clerk

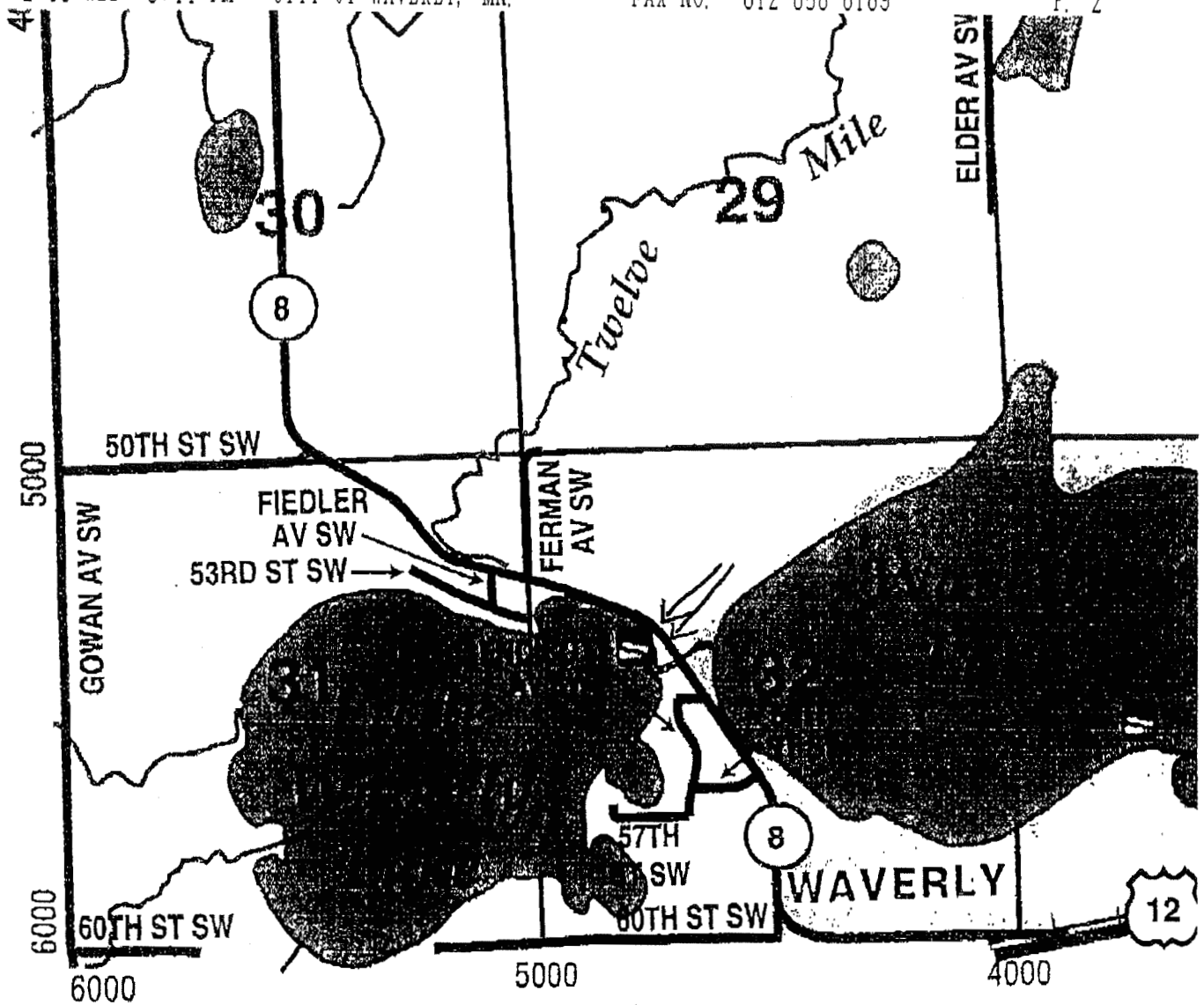
Adopted by the City Council for the City of Waverly this 11th day of October, 2005.

CITY OF WAVERLY

By _____
Charles Bush, Mayor

Attest:


Deborah Ryks, City Clerk



Northland Title Company

Issuing agent for

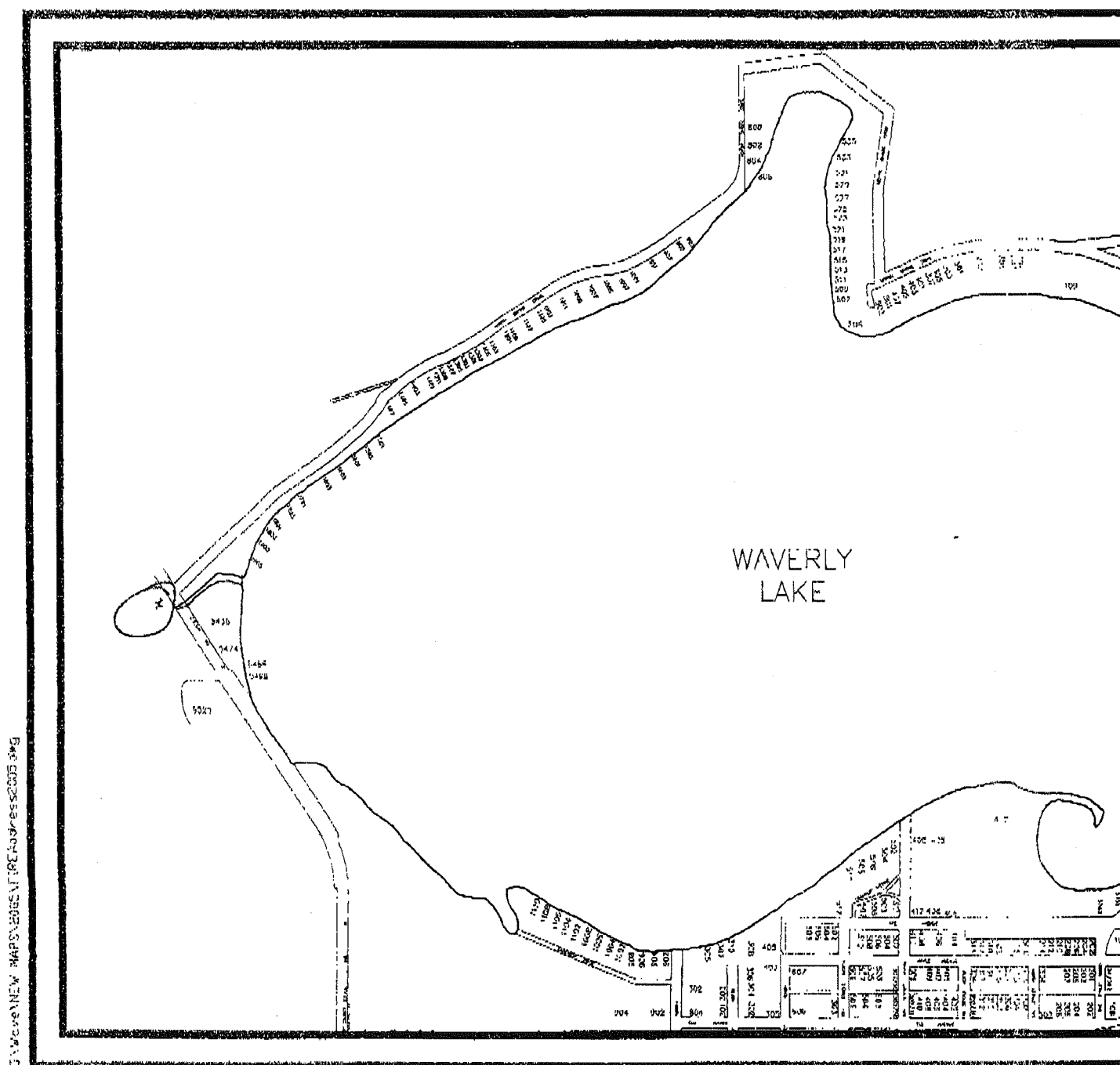


Chicago Title Insurance Company

114 NORTH CENTRAL AVENUE
BUFFALO, MINNESOTA 55313

PHONE (763) 682-1343

FAX (763) 682

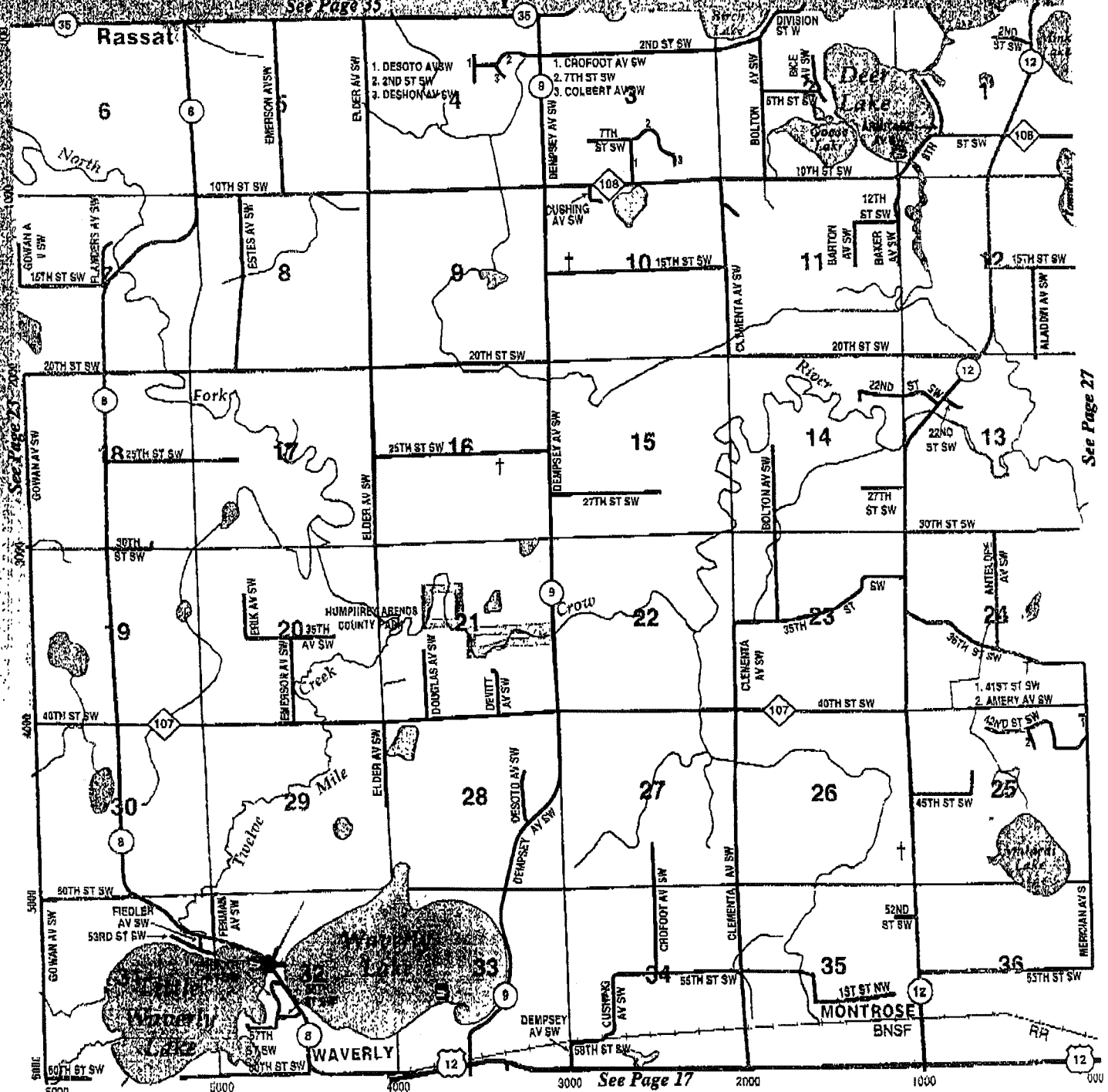


Marysville

T.119N. - R.26W.

WRIGHT

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Northland Title Company
Lending agent for



Chicago Title Insurance Company

114 NORTH CENTRAL AVENUE
BUFFALO, MINNESOTA 55313



WETLAND REGULATIONS

Many of state, federal and local agencies regulate wetlands. It is important to remember that one agency may require a permit for a given activity even though another agency does not. If you are unsure in any way after a wetland determination, please call 305C Brighton Avenue.